

Message

From: Hicks, Matt [Hicks.Matthew@epa.gov]
Sent: 11/23/2018 3:06:07 PM
To: Palmer, Leif [Palmer.Leif@epa.gov]
CC: Ghosh, Mita [Ghosh.Mita@epa.gov]
Subject: 404 Assumption Status

Leif,

Rosemary checked with Heather Mason at DEP on Monday of this week and there has been no change in status on the rulemaking, i.e., the draft rule is still with the Secretary's office awaiting signature. Also, no change in status on the 5-way MOA since I emailed you on Tuesday, i.e., there are high level discussions occurring internally and possibly inter-agency and it's uncertain whether we will have the ESA Work Group call with DOI/FWS next Wednesday (11/28). Here's the status of the state deliverables which reflect no change since last week. The usual caveats apply about these being rough estimates of deliverable completeness including how far along we are to getting review/signatures/buy-in from necessary parties.

- Letter from Governor requesting program approval Ex. 5 Deliberative Process (DP)
- Complete program description Ex. 5 Deliberative Process (DP)
- Attorney General's statement Ex. 5 Deliberative Process (DP)
- EPA/DEP MOA Ex. 5 Deliberative Process (DP)
- Corps/DEP MOA Ex. 5 Deliberative Process (DP)
- Copies of all applicable state statutes and regulations, including those governing applicable state administrative procedures Ex. 5 Deliberative Process (DP)

The 5-way MOA is not a required component per the 404 assumption regulations but it is something that will be part of FL's program so we've attempted to assign it a completeness number as well.

- 5-way MOA Ex. 5 Deliberative Process (DP)